

**Open Session Minutes of  
January 4, 2010**

**SELECTMEN'S MEETING  
Monday, January 4, 2010 @ 7:00PM  
H. BERNARD MONAHAN MEMORIAL ROOM  
TOWN HALL, 242 UNION STREET  
ROCKLAND, MASSACHUSETTS**

**PLEDGE OF ALLEGIANCE**

***NOTE: Selectman Johnson absent for this meeting.***

**Rockland's Best Plaque presentation**

**“Rockland's Best’ Presentation to Devan Dupuis for performing the Heimlich Maneuver on Ian Garland at the Rogers Middle School lunchroom saving Ian's life.**

**1. OPEN FORUM**

**~Chief Llewellyn spoke regarding the incidents of the New Year's weekend in Rockland and the response of the Police Department.**

**2. Open Session Minutes of December 21, 2009-tabled**

**3. Executive Session Minutes of December 21, 2009-tabled**

**Reminder the next BOS meeting is Tuesday January 19, 2009 because of Martin Luther King Holiday.**

## **UNFINISHED BUSINESS**

### **4. Tax Classification Hearing-BOA**

**~Motion to open Tax Classification hearing by Mr. Chaffee, 2<sup>nd</sup> by Mr. Zupkofska passed 4-0.**

**~Motion to accept a single tax rate by Mr. Zupkofska, 2<sup>nd</sup> by Ms. O'Brien passed 4-0.**

**Motion to close Tax Classification hearing by Mr. Zupkofska, 2<sup>nd</sup> by Ms. O'Brien passed 4-0.**

**A presentation was made by Assistant Assessor/Appraiser Robert Brinkman regarding the LA-5 document and the levy limit for Rockland. The BOS was asked to approve the recap with an excess capacity of \$13,754.82.**

**~Motion by Mr. Zupkofska, 2<sup>nd</sup> by Mr. Chaffee to approve signing the LA-5 form at the stated excess capacity, passed 4-0.**

### **5. Board of Library Trustees Appointment**

**~Board of Library Trustees meeting called to order.**

**BOL Chairman Kathleen Looney read Faith Heffernan's letter of interest in the vacancy to the BOS.**

**~ Motion by Richard Tetzlaff, 2<sup>nd</sup> by Carol Cahill to appoint Faith Heffernan to the vacancy.**

**\*Roll Call vote required BOL, Colburn-Yes, Cahill-Yes, Tetzlaff-Yes, and Looney-Yes. BOS, O'Brien-Yes, Chaffee-Yes, Zupkofska-Yes and Simpson-Yes, appointment of Faith Heffernan passed 8-0.**

**Board of Library Trustees meeting adjourned.**

**Item 12 taken out of order**

### **12. Cadogan's Hope Run**

**Kaylee Silcox coordinator of last year's Cadogan's Hope Roadrace appear before the BOS to request permission to host a run again this year on May 23, 2010. She indicated some minor changes but would work with the Police Department and other Departments to coordinate.**

**~Motion to approve by Mr. Zupkofska, 2<sup>nd</sup> Ms O'Brien passed 4-0.**

**6. Land Use Counsel Appointment (Finalists invited)**

**Due to a quorum being present of the Land Use Counsel Search Committee, Mr. Manzella called to the study committee to order.**

**The three finalists selected by the Land Use Study Committee made short presentations and answered questions of the BOS.**

**Presentations were made in the following order by:**

**1<sup>st</sup> by Attorney Robert Galvin of Galvin and Galvin.**

**2<sup>nd</sup> by Attorneys Joel Bard and John Goldrosen of Kopelman and Paige.**

**3<sup>rd</sup> by Attorney Barbara Saint Andre of Petrini and Associates, P.C.**

**~Motion by Mr. Zupkofska, 2<sup>nd</sup> by Mr. Chaffee to appoint Petrini and Associates through June 2010. Vote tied 2-2(Zupkofska and Chaffee in favor, Simpson and O'Brien opposed).**

**~Motion to appoint Galvin and Galvin by Mr. Simpson, 2<sup>nd</sup> by Ms. O'Brien passed 3-1(Zupkofska).**

**~ Motion to extend Kopelman and Paige as Land Use counsel through January 13, 2010 due to ongoing Best Practices hearings by Mr. Chaffee, 2<sup>nd</sup> by Mr. Simpson 4-0.**

**7. FY11 CDBG-Wayne Darragh**

**Chairman Simpson declared Community Development hearing open.**

**Mr. Darragh spoke to the BOS regarding the town's CDBG proposal and the status on the ongoing grants. Discussion took place regarding Rockland's eligibility and top priorities. The BOS was also updated on the proposed amendment to the sidewalk grant to allow the replacement of the McKinley School elevator instead of repairs to the voting accessibility portion of the sidewalk grant.**

**~ Motion by Mr. Zupkofska, 2<sup>nd</sup> by Mr. Chaffee to focus on two primary activity proposal areas, Housing Rehabilitation and Downtown Revitalization, passed 4-0.**

**~Motion by Mr. Zupkofska, 2<sup>nd</sup> by Ms. O'Brien to accept the Community Development plan as amended passed 4-0.**

**Discussion took place regarding sustainable communities' principles.**

**~Motion to close hearing by Mr. Zupkofska, 2<sup>nd</sup> by Ms. O'Brien passed 4-0.**

**#8, 9, and 10 No Items.**

## **NEW BUSINESS**

### **11. 99 Restaurant – New Officer/Director**

**~Motion to approve new Manager of the 99 Restaurant located at 2 Accord Park, Route 228 Rockland, MA 02370 by Mr. Zupkofska, 2<sup>nd</sup> by Ms. O'Brien.**

### **12. 2<sup>nd</sup> Annual Cadogan's Hope Run-Kaylee Silcox (item 12 was previously heard after item 5)**

### **13. Municipal Hearing Officer**

**Mr. Chiocca informed the BOS of a hearing officer training class to take place on January 14, 2010 at Stowe, MA.**

**~Motion by Mr. Chaffee, 2<sup>nd</sup> by Mr. Zupkofska to authorized Mr. Chiocca to attend training passed 4-0.**

### **14. No Item**

### **15. No Item**

### **30. TOWN ADMINISTRATOR REPORT AND CORRESPONDENCE**

**~Announced Rockland Board of Health will be having an H1N1 clinic.**

**~Announced Retirement Party of Detective Sgt. Jack Wentworth, Officer Patrick Norton, and Officer Dennis Donovan on 1/14/10.**

**~Read letter of thanks from Betty Burrill for the efforts of the Police and Fire Departments in a matter on Christmas Day.**

**~Read Water Grant Award to Rockland for \$27,500 for conservation efforts, Mr. Chiocca cited the efforts of Supt. Dan Callahan.**

- ~Read letter of thanks to Blue Cross/Blue Shield from Tony Materna expressing thanks for the food baskets donated to Rockland Veterans for the 5<sup>th</sup> year in a row.**
- ~Read a letter from the Rockland Firefighters thanking everyone for their support of the annual Toys for Tots program.**
- ~Reminded Boards and Committees the Town Report submissions are due by February 1, 2010.**

## **SELECTMAN'S COMMENTS**

**Comments and opinions expressed by individual members do not necessarily reflect the views of all of the BOS and are the opinions and comments of only the individual member.**

### **Ms. O'Brien**

- ~Wished everyone a Happy New Year**
- ~Thanked the Police Department for their efforts during the weekend.**
- ~Discussed the Green Community seminar she and Building Inspector Ruble attended in Hanover.**

### **Mr. Zupkofska**

- ~ Stated he would not sign the payroll warrants if overtime for the Highway Department if overtime was not included for the week it occurred.**
- ~Happy New Year and hopes everyone enjoys it.**

### **Mr. Chaffee**

- ~Hopes everyone has a Happy New Year**
- ~Announced Rockland School Building Committee meeting.**
- ~ Announced receipt of 2 letters, Project Funding Agreement for the School Projects and the Scope and Budget agreement with SBA.**
- ~Discussed the recent Rockland High School Basketball tournament.**
- ~Teen center is looking for volunteers.**
- ~Thanked the Highway Department and Superintendent for doing a good job though the storms.**

**Chairman Simpson**

- ~Discussed the LNR agreements and possibility of changes to it.
- ~Announced tax rate has been set at the SSTTDC project and it should be moving forward now.
- ~East West Parkway is on track
- ~Charter Committee needs volunteers
- ~Thanked Superintendent Bob Corvi and the Highway Department for their excellent work during the long snowstorm this weekend.

**31. EXECUTIVE SESSION**

- ~Motion to go into Executive Session for negotiation with non union personnel and to discuss pending litigation by Ms. O'Brien, 2<sup>nd</sup> by Mr. Chaffee, Roll Call vote passed 4-0

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**Allan R. Chiocca**  
**Town Administrator**

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**Lawrence J. Chaffee, Vice Chairman**  
**for the Board of Selectmen**

**Note: Open Meetings are recorded by local cable WRPS and are considered the official record of the BOS meetings**